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PATENT
ATTORNEY DOCKET NO.: 042715-5024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Tomoki TODO) Confirmation No.: 1879
)
Application No.: 10/594,964) Group Art Unit: Unassigned
)
Filed: September 29, 2006) Examiner: Unassigned
)
For: ENHANCER OF ANTICANCER ACTIVITY IN)
VIRAL THERAPY AND METHOD OF)
PREVENTING OR TREATING CANCER)

Commissioner for Patents
Alexandria, VA 22314

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-1449. Applicant submits that no fee is required for consideration of this information since, to the best of his knowledge, no Office Action has been mailed.

A copy of the listed document is enclosed for the Examiner's consideration. Specifically, Applicants submit herewith a partial translation of the "Seikagaku Jien" article that was previously submitted the IDS of September 29, 2006. Applicant respectfully requests that the Examiner consider the listed document and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior

art." If it should be determined that the listed document does not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of the document. Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Robert J. Goodell
Reg. No. 41,040

Dated: September 22, 2007

By:

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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) PTO Form 1449 Page 1 of 1		Attorney Docket No. 042715-5024	Application No.: 10/594,964
		Applicant: Tomoki TODO	
		Filing Date: September 29, 2006	Group Art Unit: Unassigned
		U.S. PATENT DOCUMENTS	

*Examiner Initial		Document Number	Date	Name	Class	Sub Class	Filing Date

FOREIGN PATENT DOCUMENTS							<u>Translation</u>		
		Document Number	Date	Country	Class	Sub Class	YES	NO	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
		Partial translation of: Seikagaku Jien (3rd Edition), Kabushiki Kaisha Tokyo Kagaku Dojin, 1998, page 156, right column.

Examiner	/Ali Salimi/	Date Considered	06/26/2008
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Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.